

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 24457 of 2005

Between:

I. Nagamani

..... PETITIONER

AND

Commissioner for Prohibition & Excise,

Government of Andhra Pradesh,

Nampally, Hyderabad and 2 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the 1st respondent in not considering the application of the petitioner for grant of Form 2B license under the provisions of A.P.Excise (grant of license of selling by bar and conditions of license) Rules 2005 at the premises bearing D.No.61-2-28, Ramalingeswara Nagar, Vijayawada, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Prohibition and Excise.

The petitioner submits that she has applied for grant of Form 2B license to run Bar and Restaurant in the name and style of M/s.Vijaya Restaurant and Bar at premises bearing D.No.61-2-28, Ramalingeswara Nagar, Vijayawada, in the prescribed form by complying with all formalities. It is stated that the said application has been enquired into by the concerned local excise officers and the 3rd respondent recommended the same through the 2nd respondent on 12.07.2005 to the 1st respondent, who is the licensing authority for grant of Form 2B license, but the same has not yet been considered so far.

Having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition, with a direction to the

1st respondent to consider and dispose of the application of the petitioner for grant of Form 2B license to run Bar and Restaurant, pursuant to the recommendations of the 3rd respondent dated 12.07.2005, in accordance with law, within a period of 4 (four) weeks from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

V.ESWARAIAH,J

Dated: 16.11.2005

Dsr

Note:

Issue CC in two days

B/o

Dsr